

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO**

**LUIS DE JESUS-SANTOS, et al.,  
Plaintiffs**

**v.**

**CIVIL NO. 05-1336(DRD)**

**MORGAN STANLEY DEAN WITTER, INC.,  
et al.,  
Defendants**

<b>MOTION</b>	<b>ORDER</b>
<p><b>Date Filed: 06/01/05</b>  <b>Docket #14</b>  <input type="checkbox"/> <b>Plaintiff</b>  <input checked="" type="checkbox"/> <b>Defendant</b>  <b>Title:</b> Motion to Dismiss Luis de Jesus Santos, Rafaela Sanchez and Their Conjugal Partnership's Claims Against Morgan Stanley DW Inc., Pursuant to Fed.R.Civ.P. 12(b)(6) and 9(b)</p>	<p><b>DENIED WITHOUT PREJUDICE.</b> Defendants may resubmit their dispositive motion after plaintiffs file their Amended Complaint. See ruling at Docket Entry No. 23.</p>
<p><b>Date Filed: 07/26/05</b>  <b>Docket #23</b>  <input checked="" type="checkbox"/> <b>Plaintiff</b>  <input type="checkbox"/> <b>Defendant</b>  <b>Title:</b> Motion Reinstating Opposition to Morgan Stanley's Motion to Dismiss Santos-Sanchez Complaint and Request for Leave to File Plaintiff's Amended Complaint</p>	<p><b>GRANTED IN PART.</b> Plaintiff may file an Amended Complaint <b>within ten (10) calendar days</b>. Defendants have not raised that the amended complaint as requested by plaintiffs will result in undue prejudice to the former. See, Rule 15(a), Fed.R.Civ.P., 28 U.S.C.; <u>Foman v. Davis</u>, 371 U.S. 178, 182 (1962). Defendants shall submit their responsive pleading <b>twenty (20) days thereafter</b>. <b>Absolutely any request for an extension of time shall be SUMMARILY DENIED.</b></p>

**IT IS SO ORDERED.**

In San Juan, Puerto Rico this 23<sup>rd</sup> day of November 2005.

**S/DANIEL R. DOMINGUEZ  
DANIEL R. DOMINGUEZ  
U.S. DISTRICT JUDGE**